

EXHIBIT "3(A)"

[Query](#) [Reports](#) [Utilities](#) [Help](#) [Log Out](#)

LC1,TERMED

**U.S. District Court
District of Idaho (LIVE) NextGen 1.6 (Pocatello - Eastern)
CIVIL DOCKET FOR CASE #: 4:09-cv-00162-BLW**

Knox et al v. United States Department of Interior et al
Assigned to: Judge B Lynn Winmill
Cause: 18:4208(B) Agency Action Review

Date Filed: 04/08/2009
Date Terminated: 04/16/2012
Jury Demand: Plaintiff
Nature of Suit: 890 Other Statutory Actions
Jurisdiction: U.S. Government Defendant

Plaintiff

Wendy Knox

represented by **Curt R Thomsen**
Thomsen Holman Wheeler, PLLC
2635 Channing Way
Idaho Falls, ID 83404
208-522-1230
Email: thomsen@thwlaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jason Wood
Wood Law Group, PC
1488 Midway Avenue
Idaho Falls, ID 83406
(208) 497-0400
Email: jason@woodlaw.net
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Richard Dotson

represented by **Curt R Thomsen**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jason Wood
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

United States Department of Interior

represented by **Samantha Klein Frank**
US Department of Justice
POB 663
Washington, DC 20036
202-305-0474
Email: samantha.frank@usdoj.gov
TERMINATED: 12/28/2011
ATTORNEY TO BE NOTICED

Tyler Bair
U.S. Department of Justice
P.O. Box 0663
Washington, DC 20044-0663
202-307-3316
Email: tyler.bair@usdoj.gov
ATTORNEY TO BE NOTICED

Defendant

Kenneth Lee Salazar
Secretary of the Interior

represented by **Samantha Klein Frank**
(See above for address)
TERMINATED: 12/28/2011
ATTORNEY TO BE NOTICED

Tyler Bair
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

C. L. Otter
Governor of the State of Idaho
TERMINATED: 12/27/2010

represented by **Clay R Smith**
OFFICE OF ATTORNEY GENERAL
POB 83720
Boise, ID 83720-0010
(208) 334-4118
Fax: (208) 854-8073
Email: crsmith73@outlook.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

David Fermin Hensley
OFFICE OF THE GOVERNOR
304 N. 8th St
Boise, ID 83720
(208) 334-2100
Fax: (208) 334-2189

Email: dhensley@gov.idaho.gov
ATTORNEY TO BE NOTICED

Michael S Gilmore
 OFFICE OF ATTORNEY GENERAL
 Statehouse Rm 210
 Boise, ID 83720
 (208) 334-2400
 Fax: (208) 854-8073
 Email: mike.gilmore@ag.idaho.gov
ATTORNEY TO BE NOTICED

Amicus

Shoshone Bannock Tribes

represented by **Scott D Crowell**
 Crowell Law Offices-Tribal Advocacy
 Group
 1487 W. State Route 89A, Suite 8
 Sedona, AZ 86336
 425-802-5369
 Email: scottcrowell@hotmail.com
PRO HAC VICE
ATTORNEY TO BE NOTICED

William F Bacon
 SHOSHONE-BANNOCK TRIBES
 1600 Arlington
 Pocatello, ID 83204
 208-478-3822
 Email: bbacon@sbtribes.com
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
04/08/2009	1	COMPLAINT <i>FOR DECLARATORY AND INJUNCTIVE RELIEF</i> against all defendants (Filing fee \$ 350 receipt number 0976000000000463245.), filed by Wendy Knox, Richard Dotson. (Attachments: # 1 Cover Sheet Civil Cover Sheet, # 2 Summons Department of Interior, # 3 Summons Secretary of Interior, # 4 Summons Governor) (Wood, T.)
04/09/2009		Summons Issued as to United States Department of Interior, Kenneth Lee Salazar, C. L. Otter. (jlg)
06/11/2009	2	MOTION to Stay <i>and/or For Extension of Time</i> T. Jason Wood appearing for Plaintiffs Wendy Knox, Richard Dotson. Responses due by 7/6/2009 (Attachments: # 1 Affidavit Declaration in Support of Motion, # 2 Exhibit 1 to Declaration, # 3 Exhibit 2 to Declaration, # 4 Exhibit 3 to Declaration)(Wood, T.)

06/11/2009	3	DOCKET ENTRY ORDER - Pending before the Court is Plaintiffs' Motion to Stay or for an Extension of Time 2 . The Court having reviewed the pleadings shall grant the motion to Stay. IT IS HEREBY ORDERED THAT all proceedings in this case are stayed. Pursuant to Federal Rule of Civil Procedure 4(m), and Local Rule 6.1, the deadline within which the Complaint is required to be served on the defendants is extended until after the Idaho Supreme Court issues its decision in Knox v. State of Idaho, Docket No. 35787. Plaintiffs shall immediately notify this Court when such a decision is received. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by sbh)
03/31/2010	4	AMENDED COMPLAINT against C. L. Otter, Kenneth Lee Salazar, United States Department of Interior, filed by Wendy Knox, Richard Dotson.(Wood, T.)
03/31/2010	5	MOTION to Dissolve Stay re 3 Order on Motion to Stay,,, Clay R Smith appearing for Defendant C. L. Otter. Responses due by 4/26/2010 (Smith, Clay)
03/31/2010	6	DOCKET ENTRY ORDER - Pending before the Motion 5 upon Defendant C.L. Otter's Motion to Dissolve Stay. The Court having considered the pleadings shall grant the Motion. IT IS HEREBY ORDERED THAT the Stay entered herein on June 11, 2009 is hereby lifted. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by sbh)
04/01/2010	7	WAIVER OF SERVICE Returned Executed by Wendy Knox, Richard Dotson. C. L. Otter waiver sent on 2/4/2010, answer due 4/5/2010. (Wood, T.)
04/07/2010	8	MOTION to Dismiss <i>Amended Complaint (Doc. 4) by Defendant C.L. Otter</i> Clay R Smith appearing for Defendant C. L. Otter. Responses due by 5/3/2010 (Attachments: # 1 Memorandum in Support of Defendant C.L. Otter's Motion To Dismiss Amended Complaint (Doc. 4), # 2 Affidavit Declaration of Clay R. Smith, # 3 Exhibit 1: Affidavit of Miren E. Artiach (dated February 18, 2004 and filed on February 20, 2004 in Shoshone-Bannock Tribes v. State of Idaho et al., Nos. CIV 01-52-E-BLW & CIV 01-171-E-BLW (D. Idaho)), # 4 Exhibit 2: Opinion (filed on August 22, 2002 in In re Petition to Determine Constitutionality of Indian Gaming Initiative, No. 28590 (Idaho S. Ct.), and reported at 137 Idaho 798, 53 P.3d 1217), # 5 Exhibit 3: Order (filed on June 2, 2003 in In re Matter of the Petition/Action to Determine the Constitutionality Idaho Code Sections 67-429B and 67-429C, Enacted in the Indian Gaming Initiative, Proposition One, No. 29226 (Idaho S. Ct.)), # 6 Exhibit 4: Order (filed on October 16, 2003 in In re Matter of the Petition/Action to Determine the Constitutionality Idaho Code Sections 67-429B and 67-429C, Enacted in the Indian Gaming Initiative, Proposition One, No. 29226 (Idaho S. Ct.)), # 7 Exhibit 5: The Shoshone-Bannock Tribes and the State of Idaho Compact for Class III Gaming (dated February 18, 2000 and filed on January 31, 2001 in Shoshone-Bannock Tribes v. State of Idaho et al., Nos. CIV 01-52-E-BLW & CIV 01-171-E-BLW (D. Idaho)), # 8 Exhibit 6: Memorandum Decision and Order (filed on April 9, 2004 in Shoshone-Bannock Tribes v. State of Idaho et al., Nos. CIV 01-52-E-BLW & CIV 01-171-E-BLW (D. Idaho)), # 9 Exhibit 7: Opinion (filed on October 11, 2006 in State of Idaho v. Shoshone-Bannock Tribes, No. 04-35636 (9th Cir.), and reported at 465 F.3d 1095), # 10 Exhibit 8: Complaint for Declaratory and Other Relief (filed on March 13, 2008 in Knox v. State ex rel. Otter,

		No. CV-2008-667 (Idaho 7th Jud. Dist., Bingham County), # 11 Exhibit 9: Amended Complaint for Declaratory Judgment (filed on June 2, 2008 in Knox v. State ex rel. Otter, No. CV-2008-667 (Idaho 7th Jud. Dist., Bingham County), # 12 Exhibit 10: Order Granting Defendants' Motion to Dismiss (filed on September 22, 2008 in Knox v. State ex rel. Otter, No. CV-2008-667 (Idaho 7th Jud. Dist., Bingham County)), # 13 Exhibit 11: Judgment (filed on September 25, 2008 in Knox v. State ex rel. Otter, No. CV-2008-667 (Idaho 7th Jud. Dist., Bingham County)), # 14 Exhibit 12: Opinion (filed on November 27, 2009 in Knox v. State ex rel. Otter, No. 35787-2008 (Idaho S. Ct.), and reported at 223 P.3d 266), # 15 Exhibit 13: Order Denying Petition for Rehearing (filed on January 8, 2010 in Knox v. State ex rel. Otter, No. 35787-2008 (Idaho S. Ct.))) (Smith, Clay)
04/07/2010	9	MOTION to Strike [8-1] <i>MEMORANDUM in Support of Motion (Doc. 8) to Dismiss Amended Complaint (Doc. 4) by Defendant C.L. Otter</i> , T. Jason Wood appearing for Plaintiffs Richard Dotson, Wendy Knox. Responses due by 5/3/2010 (Wood, T.)
04/08/2010	10	NOTICE by Richard Dotson, Wendy Knox re 9 MOTION to Strike [8-1] <i>MEMORANDUM in Support of Motion (Doc. 8) to Dismiss Amended Complaint (Doc. 4) by Defendant C.L. Otter</i> , <i>WITHDRAWING SAID MOTION</i> (Wood, T.)
04/12/2010	11	DOCKET ENTRY NOTICE of Hearing on 8 Motion to Dismiss Amended Complaint: Motion Hearing set for 7/1/2010 at 3:00 PM in Pocatello, ID before Judge B. Lynn Winmill. (jlg)
04/28/2010	12	MEMORANDUM in Opposition re 8 MOTION to Dismiss <i>Amended Complaint (Doc. 4) by Defendant C.L. Otter</i> filed by Richard Dotson, Wendy Knox. Replies due by 5/17/2010.(Wood, T.)
04/28/2010	13	DECLARATION of T. Jason Wood re 8 MOTION to Dismiss <i>Amended Complaint (Doc. 4) by Defendant C.L. Otter</i> , 12 Memorandum in Opposition to Motion filed by Richard Dotson, Wendy Knox. (Attachments: # 1 Exhibit 1)(Wood, T.)
05/03/2010	14	AMENDED DOCKET ENTRY NOTICE of Hearing on 8 MOTION to Dismiss <i>Amended Complaint</i> : The Motion hearing set for 7/1/2010 at 3:00 PM is hereby VACATED and RESCHEDULED for 8/25/2010 at 3:00 PM in Pocatello, ID before Judge B. Lynn Winmill. (jlg)
05/14/2010	15	REPLY to Response to Motion re 8 MOTION to Dismiss <i>Amended Complaint (Doc. 4) by Defendant C.L. Otter</i> filed by C. L. Otter.(Smith, Clay)
05/27/2010	16	NOTICE of Appearance by Samantha Klein on behalf of Kenneth Lee Salazar, United States Department of Interior (Klein, Samantha)
07/02/2010	17	MOTION to Dismiss, MOTION to Dismiss for Lack of Jurisdiction (Responses due by 7/26/2010)Samantha Klein appearing for Defendants Kenneth Lee Salazar, United States Department of Interior. (Attachments: # 1 Memorandum in Support, # 2 Exhibit Exhibit 1, # 3 Affidavit Declaration of Paula L. Hart)(Klein, Samantha)
07/06/2010	18	DOCKET ENTRY NOTICE of Hearing on Motions re 17 Motion to Dismiss, and 8 Motion to Dismiss: Motion Hearing set for 8/25/2010 at 3:00 PM in Pocatello, ID before Judge B. Lynn Winmill. (jlg)

07/21/2010	19	MOTION for Extension of Time to File Response/Reply as to 17 MOTION to Dismiss MOTION to Dismiss for Lack of Jurisdiction T. Jason Wood appearing for Plaintiffs Richard Dotson, Wendy Knox. Responses due by 8/16/2010 (Wood, T.)
07/26/2010	20	NOTICE of Appearance by Tyler Bair on behalf of Kenneth Lee Salazar, United States Department of Interior (Bair, Tyler)
07/28/2010	21	DOCKET ENTRY ORDER granting 19 Motion for Extension of Time to File Response/Reply. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dm)
07/28/2010		Reset Deadlines as to 17 MOTION to Dismiss MOTION to Dismiss for Lack of Jurisdiction. Responses due by 8/2/2010. Per Order dkt #21. (cjm) (Entered: 07/29/2010)
07/28/2010		Reset Deadlines as to 17 MOTION to Dismiss MOTION to Dismiss for Lack of Jurisdiction. Responses due by 8/2/2010. Per Order dkt #21. (cjm) (Entered: 08/02/2010)
08/02/2010	22	RESPONSE to Motion re 17 MOTION to Dismiss MOTION to Dismiss for Lack of Jurisdiction filed by Richard Dotson, Wendy Knox. Replies due by 8/19/2010. (Attachments: # 1 Affidavit of Richard Dotson)(Wood, T.)
08/03/2010	23	MOTION to Amend/Correct 4 Amended Complaint T. Jason Wood appearing for Plaintiffs Richard Dotson, Wendy Knox. Responses due by 8/27/2010 (Attachments: # 1 Exhibit Proposed Second Amended Complaint, # 2 Memorandum in Support)(Wood, T.)
08/13/2010	24	MOTION to Stay re 23 MOTION to Amend/Correct 4 Amended Complaint <i>Motion to Stay Time to Respond (Unopposed)</i> (Responses due by 9/7/2010), MOTION for Extension of Time to File Response/Reply (<i>Unopposed</i>) Samantha Klein Frank appearing for Defendants Kenneth Lee Salazar, United States Department of Interior. (Frank, Samantha)
08/16/2010	25	MOTION to Stay re 23 MOTION to Amend/Correct 4 Amended Complaint <i>Motion to Stay Time To Respond to Plaintiffs' Motion for Leave to Amend Complaint (Doc. 23)</i> by Defendant C.L. Otter Clay R Smith appearing for Defendant C. L. Otter. Responses due by 9/10/2010 (Smith, Clay)
08/19/2010	26	REPLY to Response to Motion re 17 MOTION to Dismiss MOTION to Dismiss for Lack of Jurisdiction filed by Kenneth Lee Salazar, United States Department of Interior. (Frank, Samantha)
08/25/2010	27	DECLARATION of T. Jason Wood in Opposition re 17 MOTION to Dismiss MOTION to Dismiss for Lack of Jurisdiction. (Attachments: # 1 Exhibit 1-Brief in Support of Petition for Rehearing)(Wood, T.) Modified on 8/26/2010 to correct link from 26 to 17 and text in title of exhibit per Minute Entry dkt #28 (cjm).
08/25/2010	28	Minute Entry for proceedings held before Judge B. Lynn Winmill: Motion Hearing held on 8/25/2010 re 17 MOTION to Dismiss MOTION to Dismiss for Lack of Jurisdiction

		filed by United States Department of Interior, Kenneth Lee Salazar, 8 MOTION to Dismiss <i>Amended Complaint (Doc. 4)</i> by Defendant C.L. Otter filed by C. L. Otter. Matters deemed UNDER ADVISEMENT. (Court Reporter/ESR Tammy Hohenleitner.) (lg)
08/27/2010	29	DOCKET ENTRY ORDER Finding that the motion to amend will be decided along with the motions to dismiss, and finding that briefing should proceed on the motion to amend, NOW THEREFORE IT IS HEREBY ORDERED, that the motion to stay 24 is DENIED. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dm)
08/27/2010	30	DOCKET ENTRY ORDER Finding that the motion to amend will be decided along with the motions to dismiss, and finding that briefing should proceed on the motion to amend, NOW THEREFORE IT IS HEREBY ORDERED, that the motion to stay 25 is DENIED. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dm)
08/29/2010	31	MOTION for Extension of Time to File Response/Reply as to 23 MOTION to Amend/Correct 4 Amended Complaint Clay R Smith appearing for Defendant C. L. Otter. Responses due by 9/23/2010 (Smith, Clay)
08/30/2010	32	DOCKET ENTRY ORDER - Pending before the Court is the Motion 31 by Defendant C.L. Otter's Motion for an Extension of Time to Respond to Plaintiffs' Motion to Amend the Complaint. The Court having considered the pleadings shall grant the Motion. NOW WHEREFORE, IT IS HEREBY ORDERED THAT Defendant Otter's time to respond to Plaintiffs' Motion for Leave to Amend the Complaint 23 is extended until September 3, 2010. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by sbh)
09/02/2010	33	MOTION for Extension of Time to File Response/Reply <i>Filed Unopposed</i> Tyler Bair appearing for Defendants Kenneth Lee Salazar, United States Department of Interior. Responses due by 9/27/2010 (Attachments: # 1 Proposed Order)(Bair, Tyler)
09/03/2010	34	RESPONSE to Motion re 23 MOTION to Amend/Correct 4 Amended Complaint filed by C. L. Otter. Replies due by 9/20/2010.(Smith, Clay)
09/06/2010	35	DOCKET ENTRY ORDER - Pending before the Court is the unopposed Motion 23 for an extension of time for the Federal Defendants' and the State Defendant's to respond to Plaintiffs' Motion for Leave to Amend Complaint. The Court having considered the pleadings shall grant the Motion. IT IS HEREBY ORDERED THAT the deadline shall be extended to September 17, 2010. Plaintiffs' combined brief in reply to both responses, which will not exceed 20 pages, is to be filed by the date reflected on the ECF notice generated by Federal Defendants' filing of their response brief. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by sbh)
09/06/2010		Reset Deadlines as to 23 MOTION to Amend/Correct 4 Amended Complaint. Responses due by 9/17/2010. Per Order dkt #35. (cjm) (Entered: 09/08/2010)
09/14/2010	36	Second MOTION for Extension of Time to File Response/Reply as to 23 MOTION to

		Amend/Correct 4 Amended Complaint, Set Motion and R&R Deadlines/Hearings Samantha Klein Frank appearing for Defendants Kenneth Lee Salazar, United States Department of Interior. Responses due by 10/8/2010 (Attachments: # 1 Proposed Order) (Frank, Samantha)
09/15/2010	37	DOCKET ENTRY ORDER - Pending before the Court is the Motion 36 for a second extension of time for the Federal Defendants' and the State Defendants to respond to Plaintiffs' Motion for Leave to Amend the Complaint. The Court having considered the pleadings shall grant the Motion. IT IS HEREBY ORDERED THAT the deadline shall be extended to October 1, 2010. Plaintiffs' combined brief in reply to both responses, which will not exceed 20 pages, is to be filed by the date reflected on the ECF notice generated by Federal Defendants' filing of their response brief. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by sbh)
09/15/2010		Set/Reset Deadlines as to 23 MOTION to Amend/Correct 4 Amended Complaint. Responses due by 10/1/2010. Per Order dkt #37. (cjm) (Entered: 09/23/2010)
09/21/2010	38	Transcript of Proceedings held on 8/25/2010 (Motion Hearing) before Judge B. Lynn Winmill. Court Reporter/Transcriber Tammy Hohenleitner, Telephone number 208-334-1500. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. This transcript is not available to the general public and as such is sealed. Redaction Request due 10/15/2010. Redacted Transcript Deadline set for 10/25/2010. Release of Transcript Restriction set for 12/23/2010.(cjm)
09/21/2010	39	Notice of Filing of Official Transcript (cjm)
09/23/2010		CORRECTIVE ENTRY - The entry document number 36 Second MOTION for Extension of Time to File Response/Reply as to 23 MOTION to Amend/Correct 4 Amended Complaint, Set Motion and R&R Deadlines/Hearings filed by United States Department of Interior, Kenneth Lee Salazar in regards to the proposed order, was filed incorrectly in this case. Pursuant to the ECF Procedures, section 12B, all proposed orders are to be submitted by email to the appropriate Judges proposed order email box. No action is needed by the filing party for this proposed order as the Court has already issued an Order. (cjm)
10/01/2010	40	RESPONSE to Motion re 23 MOTION to Amend/Correct 4 Amended Complaint filed by Kenneth Lee Salazar, United States Department of Interior. Replies due by 10/18/2010.(Bair, Tyler)
10/28/2010	41	MOTION for Extension of Time to File Response/Reply as to 40 Response to Motion, 23 MOTION to Amend/Correct 4 Amended Complaint T. Jason Wood appearing for Plaintiffs Richard Dotson, Wendy Knox. Responses due by 11/22/2010 (Wood, T.)
10/29/2010	42	DOCKET ENTRY ORDER Finding good cause therefore, NOW THEREFORE IT IS HEREBY ORDERED, that the motion for extension of time 41 is GRANTED, and plaintiffs shall file their reply brief to the motion to amend 23 on or before November 12, 2010. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered

		Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dm)
10/29/2010		Set/Reset Deadlines as to 23 MOTION to Amend/Correct 4 Amended Complaint. Replies due by 11/12/2010. Per Order dkt #42.(cjm) (Entered: 11/02/2010)
11/10/2010	43	MOTION for Extension of Time to File Response/Reply as to 40 Response to Motion T. Jason Wood appearing for Plaintiffs Richard Dotson, Wendy Knox. Responses due by 12/6/2010 (Wood, T.)
11/12/2010	44	DOCKET ENTRY ORDER granting 43 Motion for Extension of Time to File Response/Reply. Plaintiffs shall file their reply brief to the motion to amend 23 on or before November 30, 2010. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dm)
11/12/2010		Reset Deadlines as to 23 MOTION to Amend/Correct 4 Amended Complaint. Replies due by 11/30/2010. Per Order dkt #44.(cjm) (Entered: 11/16/2010)
11/30/2010	45	REPLY to Response to Motion re 23 MOTION to Amend/Correct 4 Amended Complaint filed by Richard Dotson, Wendy Knox.(Wood, T.)
12/27/2010	46	MEMORANDUM DECISION AND ORDER granting 8 Motion to Dismiss; denying 17 Motion to Dismiss; denying 17 Motion to Dismiss for Lack of Jurisdiction; denying 23 Motion to Amend/Correct. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dks)
01/03/2011	47	NOTICE of Hearing: A Telephonic Scheduling Conference is set for 2/8/2011 at 2:00 PM before Judge B. Lynn Winmill. (Attachments: # 1 Litigation Plan Letter, # 2 Litigation Plan)(jlg)
02/03/2011	48	SCHEDULING CONFERENCE FORM - LITIGATION PLAN by Richard Dotson, Wendy Knox, C. L. Otter, Kenneth Lee Salazar, United States Department of Interior. (Attachments: # 1 Proposed Schedule, # 2 Attachment)(Bair, Tyler)
02/08/2011	49	CASE MANAGEMENT ORDER re 46 Memorandum Decision and Order. Federal Defendants; Kenneth Lee Salazar answer due 2/18/2011; United States Department of Interior answer due 2/18/2011. Defendant's Motions for Reconsideration due by 3/4/2011 with response and reply deadlines set forth in Order. Federal Defendants shall lodge the Administrative Record by 4/8/2011. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by cjm) (Entered: 02/09/2011)
02/18/2011	50	ANSWER to 4 Amended Complaint by Kenneth Lee Salazar, United States Department of Interior.(Bair, Tyler)
03/04/2011	51	MOTION for Reconsideration (Responses due by 3/28/2011), MOTION for Summary Judgment Tyler Bair appearing for Defendants Kenneth Lee Salazar, United States Department of Interior. (Attachments: # 1 Memorandum in Support, # 2 Statement of Material Facts, # 3 Proposed Order, # 4 Declaration of Lionel Q. Boyer, # 5 Declaration of Nathan Small)(Bair, Tyler)

03/04/2011		CORRECTIVE ENTRY - The entry document number 51 MOTION for Reconsideration MOTION for Summary Judgment filed by United States Department of Interior, Kenneth Lee Salazar in regards to the proposed order, was filed incorrectly in this case. Pursuant to the ECF Procedures, section 12B, all proposed orders are to be submitted by email to the appropriate Judges proposed order email box. The filing party shall re-submit their proposed order. (cjm)
03/04/2011	52	SUPPLEMENT by Defendants Kenneth Lee Salazar, United States Department of Interior re 51 MOTION for Reconsideration MOTION for Summary Judgment (<i>Declaration of Ty Bair</i>). (Attachments: # 1 Exhibit to Memorandum of Law)(Bair, Tyler)
03/10/2011	53	MOTION to File Amicus Brief <i>supporting</i> , MOTION for Reconsideration re 46 Order on Motion to Dismiss, Order on Motion to Dismiss, Order on Motion to Dismiss/Lack of Jurisdiction, Order on Motion to Amend/Correct, Order on Motion to Dismiss, Order on Motion to Dismiss, Order on Motion to Dismiss/Lack of Jurisdiction, Order on Motion to Amend/Correct (Responses due by 4/4/2011)William F Bacon appearing for Amicus Shoshone Bannock Tribes. (Attachments: # 1 Exhibit, # 2 Memorandum in Support Amicus Brief, # 3 Proposed Order, # 4 Notice of Special Appearance)(Bacon, William)
03/11/2011		CORRECTIVE ENTRY - The entry document number 53 MOTION to File Amicus Brief <i>supporting</i> MOTION for Reconsideration re 46 Order on Motion to Dismiss, Order on Motion to Dismiss, Order on Motion to Dismiss/Lack of Jurisdiction, Order on Motion to Amend/Correct, Order on Motion to Dismiss, Order on Motion to Dismiss, Order on Motion to Di filed by Shoshone Bannock Tribes in regards to the proposed order, was filed incorrectly in this case. Pursuant to the ECF Procedures, section 12B, all proposed orders are to be submitted by email to the appropriate Judges proposed order email box. The filing party shall re-submit their proposed order.(cjm)
03/28/2011	54	MOTION FOR PRO HAC VICE APPEARANCE by Scott Crowell. (Filing fee \$ 200 receipt number 0976-729947.)William F Bacon appearing for Amicus Shoshone Bannock Tribes. Responses due by 4/21/2011 (Bacon, William)
04/04/2011	55	MOTION for Extension of Time to File Response/Reply as to 51 MOTION for Reconsideration MOTION for Summary Judgment T. Jason Wood appearing for Plaintiffs Richard Dotson, Wendy Knox. Responses due by 4/28/2011 (Wood, T.)
04/04/2011	56	MEMORANDUM in Opposition re 53 MOTION to File Amicus Brief <i>supporting</i> MOTION for Reconsideration re 46 Order on Motion to Dismiss, Order on Motion to Dismiss, Order on Motion to Dismiss/Lack of Jurisdiction, Order on Motion to Amend/Correct, Order on Motion to Dismiss, Order on Motion to Dismiss, Order on Motion to Di filed by Richard Dotson, Wendy Knox. Replies due by 4/21/2011.(Wood, T.)
04/05/2011	57	DOCKET ENTRY ORDER granting 55 Motion for Extension of Time to File Response/Reply. Plaintiffs shall file their response to defendants' motion to reconsider and for summary judgment 51 on or before April 8, 2011. Defendants shall file their reply brief on or before May 6, 2011. Signed by Judge B. Lynn Winmill. (caused to be

		mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dm)
04/05/2011	58	DOCKET ENTRY ORDER approving 54 Motion for Pro Hac Vice Appearance of attorney Scott D Crowell for Shoshone Bannock Tribes. Per General Order 206, out-of-state counsel shall immediately register for ECF. (Notice sent to CM/ECF Registration Clerk) (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by cjm)
04/05/2011		Reset Deadlines as to 51 MOTION for Reconsideration MOTION for Summary Judgment. Responses due by 4/8/2011. Replies due by 5/6/2011. Per Order dkt #57. (cjm)
04/08/2011	59	NOTICE by Kenneth Lee Salazar, United States Department of Interior <i>Notice of Lodging Administrative Record</i> (Attachments: # 1 Exhibit Index of Administrative Record, # 2 Exhibit Privilege Log, # 3 Affidavit Certification of Administrative Record, # 4 Affidavit Affidavit for Privilege Log)(Frank, Samantha) Modified on 6/17/2021, lodging of 2 cd's of the administrative record and maintained in the Clerk's office file room (jd).
04/08/2011	60	MEMORANDUM in Opposition re 51 MOTION for Reconsideration MOTION for Summary Judgment filed by Richard Dotson, Wendy Knox. Replies due by 4/25/2011. (Attachments: # 1 Affidavit Declaration of Richard Dotson)(Wood, T.)
04/08/2011		Reset Deadlines as to 51 MOTION for Reconsideration MOTION for Summary Judgment. Replies due by 5/6/2011. Per Order dkt #57.(cjm) (Entered: 04/13/2011)
04/18/2011	61	REPLY to Response to Motion re 53 MOTION to File Amicus Brief <i>supporting</i> MOTION for Reconsideration re 46 Order on Motion to Dismiss, Order on Motion to Dismiss, Order on Motion to Dismiss/Lack of Jurisdiction, Order on Motion to Amend/Correct, Order on Motion to Dismiss, Order on Motion to Dismiss, Order on Motion to Di filed by Shoshone Bannock Tribes.(Crowell, Scott)
05/02/2011	62	Consent MOTION for Extension of Time to File Response/Reply as to 51 MOTION for Reconsideration MOTION for Summary Judgment Tyler Bair appearing for Defendants Kenneth Lee Salazar, United States Department of Interior. Responses due by 5/26/2011 (Bair, Tyler)
05/03/2011	63	DOCKET ENTRY ORDER granting 62 Motion for Extension of Time to File Response/Reply. The Government shall file its reply brief on or before May 13, 2011. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dm)
05/04/2011		Set/Reset Deadlines as to 51 MOTION for Reconsideration MOTION for Summary Judgment. Responses due by 5/13/2011 as per Order dkt 63(jm)
05/13/2011	64	REPLY to Response to Motion re 51 MOTION for Reconsideration MOTION for Summary Judgment filed by Kenneth Lee Salazar, United States Department of Interior. (Bair, Tyler)
05/18/2011	65	MOTION to File Amicus Brief <i>Addressing Plaintiff's Exclusion from SBT Gaming</i>

		<i>Facilities</i> Scott D Crowell appearing for Amicus Shoshone Bannock Tribes. Responses due by 6/13/2011 (Attachments: # 1 Memorandum in Support of U.S. Motion for Reconsideration, # 2 Affidavit of Marvin Osborne)(Crowell, Scott)
05/24/2011	66	RESPONSE to Motion re 65 MOTION to File Amicus Brief <i>Addressing Plaintiff's Exclusion from SBT Gaming Facilities and In Support of Motion to Strike</i> filed by Richard Dotson, Wendy Knox. Replies due by 6/10/2011.(Wood, T.)
05/24/2011	67	MOTION to Strike 65 MOTION to File Amicus Brief <i>Addressing Plaintiff's Exclusion from SBT Gaming Facilities</i> , 53 MOTION to File Amicus Brief <i>supporting</i> MOTION for Reconsideration re 46 Order on Motion to Dismiss, Order on Motion to Dismiss, Order on Motion to Dismiss/Lack of Jurisdiction, Order on Motion to Amend/Correct, Order on Motion to Dismiss, Order on Motion to Dismiss, Order on Motion to Di T. Jason Wood appearing for Plaintiffs Richard Dotson, Wendy Knox. Responses due by 6/17/2011 (Attachments: # 1 Memorandum in Support)(Wood, T.)
07/09/2011	68	MEMORANDUM DECISION AND ORDER granting 53 Motion to file Amicus Brief; granting 65 Motion to file Amicus Brief; denying 67 Motion to Strike. The Tribes are authorized to file a single amicus brief in response to the Government's 51 MOTION for Reconsideration no longer than the 20-page limit to be filed within 10 days from the date of this Order. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by cjm) (Entered: 07/11/2011)
07/15/2011	69	Joint MOTION to Vacate 49 Order, Set Deadlines, Order, Set Deadlines, Order, Set Deadlines <i>Re: Briefing Schedule on Cross-Motions for Summary Judgment (Unopposed)</i> T. Jason Wood appearing for Plaintiffs Richard Dotson, Wendy Knox. Responses due by 8/8/2011 (Wood, T.)
07/15/2011	70	MOTION to Vacate 49 Order, Set Deadlines, Order, Set Deadlines, Order, Set Deadlines <i>Re: Briefing Schedule (CORRECTED)</i> T. Jason Wood appearing for Plaintiffs Richard Dotson, Wendy Knox. Responses due by 8/8/2011 (Wood, T.)
07/18/2011	71	DOCKET ENTRY ORDER denying 70 Motion to Vacate. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dm)
07/18/2011		CORRECTIVE ENTRY - The entry docket number 69 Joint MOTION to Vacate 49 Order, Set Deadlines, Order, Set Deadlines, Order, Set Deadlines <i>Re: Briefing Schedule on Cross-Motions for Summary Judgment (Unopposed)</i> filed by Richard Dotson, Wendy Knox was filed incorrectly in this case so please disregard. The filing party has correctly submitted at docket #70. (cjm)
07/19/2011	72	MOTION to Compel <i>Discovery and Supplement the Administrative Record</i> T. Jason Wood appearing for Plaintiffs Richard Dotson, Wendy Knox. Responses due by 8/12/2011 (Attachments: # 1 Memorandum in Support)(Wood, T.)
07/20/2011	73	MEMORANDUM/BRIEF re 51 MOTION for Reconsideration MOTION for Summary Judgment filed by Shoshone Bannock Tribes. (Crowell, Scott)
08/15/2011	74	RESPONSE to Motion re 72 MOTION to Compel <i>Discovery and Supplement the</i>

		<i>Administrative Record</i> filed by Kenneth Lee Salazar, United States Department of Interior. Replies due by 9/1/2011.(Frank, Samantha)
09/01/2011	75	REPLY to Response to Motion re 72 MOTION to Compel <i>Discovery and Supplement the Administrative Record</i> filed by Richard Dotson, Wendy Knox.(Wood, T.)
09/02/2011	76	ERRATA by Plaintiffs Richard Dotson, Wendy Knox re 75 Reply to Response to Motion to <i>Compel Discovery and Supplement Record</i> 72 . (Attachments: # 1 Errata Corrected Reply Brief)(Wood, T.)
09/22/2011	77	MEMORANDUM DECISION AND ORDER denying 51 Motion for Reconsideration and Motion for Summary Judgment; granting in part and denying in part 72 Motion to Compel Discovery. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by cjm)
10/19/2011	78	MOTION for Protective Order T. Jason Wood appearing for Plaintiffs Richard Dotson, Wendy Knox. Responses due by 11/14/2011 (Attachments: # 1 Memorandum in Support)(Wood, T.)
10/19/2011	79	DECLARATION of Counsel re 78 MOTION for Protective Order filed by Richard Dotson, Wendy Knox. (Attachments: # 1 Exhibit Federal Defendants' first set of discovery requests)(Wood, T.)
10/25/2011	80	MOTION For Order Commanding Attendance at Depositions T. Jason Wood appearing for Plaintiffs Richard Dotson, Wendy Knox. Responses due by 11/18/2011 (Wood, T.)
10/25/2011	81	DECLARATION of Counsel re 80 MOTION For Order Commanding Attendance at Depositions filed by Richard Dotson, Wendy Knox. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2)(Wood, T.)
10/25/2011	82	MOTION for Extension of Time to Complete Discovery T. Jason Wood appearing for Plaintiffs Richard Dotson, Wendy Knox. Responses due by 11/18/2011 (Wood, T.)
11/14/2011	83	RESPONSE to Motion re 78 MOTION for Protective Order filed by Kenneth Lee Salazar, United States Department of Interior. Replies due by 12/1/2011.(Bair, Tyler)
12/28/2011	84	NOTICE by Kenneth Lee Salazar, United States Department of Interior <i>Of Withdrawal of Appearance</i> (Frank, Samantha)
02/13/2012	85	MEMORANDUM DECISION AND ORDER denying 78 Motion for Protective Order; granting in part and denying in part 80 Motion for Order Compelling Attendance at Deposition; granting 82 Motion for Extension of Time to Complete Discovery. The discovery on standing and statute of limitation issues shall be completed within 45 days from the date of this decision. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by cjm)
04/16/2012	86	STIPULATION of Dismissal <i>WITHOUT PREJUDICE</i> by Richard Dotson, Wendy Knox. (Wood, T.)